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CENTRAL FAX CENTER****MAY 06 2009****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of :

Appl. No.10/625,149 : Confirm. No. 8274

H. Downman McCarty, II :

Brooke Schumm III :

Peter Popper, Applicants :

Examiner: O. Flores Sanchez

Filed: July 23, 2003 :

Group Art Unit 3724

**For: AN ANTI-SPALLING COMBINATION ON AN IMPACT TOOL  
WITH AN IMPROVED HOLDING SYSTEM**

Honorable Commissioner of Patents and Trademarks  
Mail Stop Patent Application, P.O. Box 1450  
Alexandria, VA 22313-1450

**CONTINUATION AND PRIORITY DATA**

Continuation in part of PCT/US02/23448 and entry into the national stage of  
PCT/US02/23448, continuation in part of U.S. provisional applications 60/307,198 filed  
on July 23, 2001, and 60/356,804 filed on February 13, 2002

**AMENDMENT PURSUANT TO EXAMINER INTERVIEW  
OF MAY 6, 2009 TO APPLICANTS'  
RESPONSE TO PRECEDING OFFICE ACTION**

The examiner and Supervising Primary Examiner are thanked for their courtesy  
and guidance. Claims 1-142 which were previously withdrawn, are now cancelled as one  
group, and they are not reprinted.

Pursuant to the discussion at the examiner interview, additional limitations have  
been added to put the case in condition for allowance:

The following language is added to independent claims 143 and 151: "and said  
impact tool further being capable of being struck on said impact end area at least 250  
times without deformation of said shaped polymeric material that alters said impact  
effectiveness of said impact tool."